



Steven W. Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Veterinary Division

Joseph W. Reardon
Assistant Commissioner
for Consumer Protection

Douglas Meckes, DVM
State Veterinarian

June 11, 2021

Zee Lamb
Nash County Manager
P. O. Box 849
Nashville, NC 27856
VIA email

NOTICE of WARNING and NOTICE of VIOLATION

Re: Violations of Title 02 N.C. Administrative Code ("NCAC") Chapter 52J, Sections .0201(a); .0202(a) and (d); .0203(a); .0204(a); and .0207(d).

AWS-WL-2021-9

Animal Shelter: Nash County Animal Control Animal Shelter
Registration Number: 26

Dear County Manager Lamb:

The Animal Welfare Section ("AWS") of the Veterinary Division of the N.C. Department of Agriculture and Consumer Services ("NCDA&CS") conducted facility compliance inspections ("FCI") of the Nash County Animal Control Animal Shelter (the "shelter") on April 28, 2021 and again on June 7, 2021. Due to the number and severity of the violations of the N.C. Animal Welfare Act ("AWA") and its associated regulations, these FCIs were noted as "Disapproved." The reports for these 2 FCIs are enclosed and incorporated by reference into this Notice of Warning.

During the April 28, 2021 FCI, the following was noted:

- 1) the housing facility was not structurally sound or maintained in good repair in violation of 02 NCAC 52J .0201(a);
- 2) the light fixtures and electrical outlets in the animal areas were not in compliance with the state building code in violation of 02 NCAC 52J .0201(b);
- 3) the indoor housing facility did not have adequate ventilation and air flow in violation of 02 NCAC 52J .0202(b);
- 4) the interior building surfaces of the indoor facility with which the animals come in contact were not impervious to moisture in violation of 02 NCAC 52J .0202(d);
- 5) the walkway between the buildings was not sealed and not impervious to moisture in violation of 02 NCAC 52J .0203(a);
- 6) the surfaces in the primary enclosures for the dogs required resealing and were not impervious to moisture in violation of 02 NCAC 52J .0204(a);

- 7) the outside back area had accumulations of trash, debris, dirty animal traps, junk and weeds in violation of 02 NCAC 52J .0207(d); and
- 8) a severe infestation of roaches was readily visible in violation of 02 NCAC 52J .0207(d), which requires the facility to maintain an effective program for the control of insects.

During the June 7, 2021 FCI, the following was noted:

- 1) the housing facility was not structurally sound or being maintained in good repair in violation of 02 NCAC 52J .0201(a);
- 2) the indoor housing facilities are not adequately cooled with the ambient temperature being maintained between 50-85°F, as the temperature readings at the time of the FCI were 87°F and 94°F in violation of 02 NCAC 52J .0202(a);
- 3) shelter staff reported that no animals had been housed in the facility since May 6, 2021 following the findings of the April 28, 2021 FCI;
- 4) the interior building surfaces continued to not be impervious to moisture in violation of 02 NCAC 52J .0202(d);
- 5) the walkway between the buildings remained unsealed in violation of 02 NCAC 52J .0203(a);
- 6) the surfaces in the primary enclosures for the dogs remain unsealed and are not impervious to moisture in violation of 02 NCAC 52J .0204(a);
- 7) a large number of live roaches and egg cases were readily visible throughout the facility in violation of 02 NCAC 52J .0207(d), which requires the facility to maintain an effective program for the control of insects.

This Warning Letter serves as written notice indicating in which respects the shelter has violated the N.C. Animal Welfare Act ("AWA") and the rules issued pursuant thereto. The facility owner is directed to immediately comply with the AWA and its associated rules. AWS strongly recommends that no animals be housed at the shelter until the deficiencies have been corrected as housing animal in these conditions would likely constitute additional violations of the AWA and its associated rules, therefore subjecting the shelter to civil penalties and/or action taken against the shelter's certificate of registration.

The shelter is hereby noticed that an animal shelter registration may not be renewed if there is not an "Approved" rating for at least one FCI in the fiscal year preceding the renewal application submission. To date, there has not been an "Approved" rating for this shelter for the 2020-2021 fiscal year. Therefore, should the shelter fail to correct these violations and fail to fully comply with the AWA and its associated rules, and thereby achieve an Approved rating on a FCI before June 30, 2021, the animal shelter registration renewal application may be denied.

Continued or future violation of these statutes or regulations will be considered a willful disregard or violation of the N.C. Animal Welfare Act and the rules issued pursuant thereto. Such willful disregard or violation may result in action against your facility's registration pursuant to N.C. General Statute § 19A-30 and/or the assessment of a civil penalty of up to \$5,000.00 per violation under N.C. General Statute § 19A-40.

Your immediate attention to this matter is appreciated.

Sincerely,



Patricia Norris, DVM, MS
Director of Animal Welfare Section
Veterinary Division

cc: Dr. R. Douglas Meckes, State Veterinarian
Joe Reardon, Assistant Commissioner, NCDA&CS
Tina Hlabse, General Counsel, NCDA&CS
Christopher R. McLennan, Assistant Attorney General

Appendix

REFERENCED STATUTES AND REGULATIONS

§ 19A-30. Refusal, suspension or revocation of certificate or license.

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

- (1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;
- (2) Willful disregard or violation of this Article or any rules issued pursuant thereto;
- (3) Failure to provide adequate housing facilities and/or primary enclosures for the purposes of this Article, or if the feeding, watering, sanitizing and housing practices at the animal shelter, public auction, pet shop, or kennel are not consistent with the intent of this Article or the rules adopted under this Article;
- (4) Allowing one's license under this Article to be used by an unlicensed person;
- (5) Conviction of any crime an essential element of which is misstatement, fraud, or dishonesty, or conviction of any felony;
- (6) Making substantial misrepresentations or false promises of a character likely to influence, persuade, or induce in connection with the business of a public auction, commercial kennel, pet shop, or dealer;
- (7) Pursuing a continued course of misrepresentation of or making false promises through advertising, salesmen, agents, or otherwise in connection with the business to be licensed;
- (8) Failure to possess the necessary qualifications or to meet the requirements of this Article for the issuance or holding of a certificate of registration or license.

The Director shall, before refusing to issue or renew and before suspension or revocation of a certificate of registration or a license, give to the applicant or holder thereof a written notice containing a statement indicating in what respects the applicant or holder has failed to satisfy the requirements for the holding of a certificate of registration or a license. If a certificate of registration or a license is suspended or revoked under the provisions hereof, the holder shall have five days from such suspension or revocation to surrender all certificates of registration or licenses issued thereunder to the Director or his authorized representative.

A person to whom a certificate of registration or a license is denied, suspended, or revoked by the Director may contest the action by filing a petition under G.S. 150B-23 within five days after the denial, suspension, or revocation.

Any licensee whose license is revoked under the provisions of this Article shall not be eligible to apply for a new license hereunder until one year has elapsed from the date of the order revoking said license or if an appeal is taken from said order of revocation, one year from the date of the order or final judgment sustaining said revocation. Any person who has been an officer, agent, or employee of a licensee whose license has been revoked or suspended and who is responsible for or participated in the violation upon which the order of suspension or revocation was based, shall not be licensed within the period during which the order of suspension or revocation is in effect. (1977, 2nd Sess., c. 1217, s. 11; 1987, c. 827, s. 67.)

§ 19A-40. Civil Penalties.

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation.

The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2. (1995, c. 516, s. 6; 1998-215, s. 3.)

02 NCAC 52J .0201 GENERAL

(a) Housing facilities for dogs and cats shall be structurally sound and maintained in good repair to protect the animals from injury, contain the animals and restrict the entrance of other animals and people.

History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005.

02 NCAC 52J .0202 INDOOR FACILITIES

(a) Indoor housing facilities for dogs and cats shall be adequately heated and cooled when necessary to protect the dogs and cats from cold and excessive heat and provide for their health and comfort. The ambient temperature shall not be allowed to fall below 50 degrees F. or exceed 85 degrees F.

(d) Interior building surfaces of indoor facilities with which animals come in contact shall be constructed and maintained so that they are impervious to moisture, and can be readily sanitized.

History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005.

02 NCAC 52J .0203 OUTDOOR FACILITIES

(a) In outdoor facilities that are subject to the Animal Welfare Act, primary enclosures and walkways with which an animal comes in contact shall be constructed of sealed concrete or other surfaces impervious to moisture. Gravel may be used if maintained at a minimum depth of six inches and kept in a sanitary manner.

History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. March 23, 2009; January 1, 2005.

02 NCAC 52J .0204 PRIMARY ENCLOSURES

(a) Primary enclosures shall be constructed so as to prevent contamination from waste and wastewater from animals in other enclosures. All surfaces with which an animal comes in contact shall be impervious to moisture. For primary enclosures placed into service on or after January 1, 2005, no wood shall be within the animal's reach. For primary enclosures in use in a licensed or registered facility prior to January 1, 2005, any damaged wood must be replaced in a manner that does not permit contact with wood by the animal.

History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005; April 1, 1985.

02 NCAC 52J .0207 SANITATION

(d) An effective program for the control of insects, ectoparasites, and avian and mammalian pests shall be established and maintained.

History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005; April 1, 1985.

**Animal Welfare Section
NC Department of Agriculture and Consumer Services
1030 Mail Service Center
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431

Email: agr.aws@ncagr.gov

Website: www.ncaws.com

Facility Compliance Inspection - Animal Shelter

Disapproved - 04/28/2021

License Number: 26	Phone: (252)459-9855
Facility Name: NASH COUNTY ANIMAL CONTROL	
Owner: NASH COUNTY	
Address: 921 FIRST STREET EXT	
City: NASHVILLE	Zip Code: 27856
County: NASH	
Email: ANIMALSHELTER@NASHCOUNTYNC.GOV	
Total Enclosures: 37	
Dogs on Premise: 9	Cats on Premise: 9
Licensed Capacity (Dogs): 32	Licensed Capacity (Cats): 42
Type of Inspection: Annual Inspection	Date of Inspection: 04/28/2021

02 NCAC 52J .0101 RECORDS

1. origin and date received. [02 NCAC 52J .0101(1)] - In Compliance
2. description [02 NCAC 52J .0101(2)] - In Compliance
3. location [02 NCAC 52J .0101(3)] - In Compliance
4. disposition of animals
 - o name and address of person [02 NCAC 52J .0101(4)] - In Compliance
 - o death - date, signs of illness, or cause of death if identified [02 NCAC 52J .0101(4)] - In Compliance
 - o date and type of euthanasia [02 NCAC 52J .0101(4)] - In Compliance
5. record of veterinary care. [02 NCAC 52J .0101(5)] - In Compliance

02 NCAC 52J .0103 INSPECTION OF RECORDS

1. Records available upon request. [02 NCAC 52J .0103] - In Compliance
2. Animals matched to record. [02 NCAC 52J .0103] - In Compliance
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for Â§19A-32.1(j) for records to be retained for 3 years - In Compliance

02 NCAC 52J .0201 GENERAL

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - **Not In Compliance**
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - In Compliance
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - **Not In Compliance**
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - Needs Improvement
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - In Compliance
6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - In Compliance
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - In Compliance
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - Needs Improvement
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - In Compliance
10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance

12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0101(h)] - In Compliance
13. Adequate drainage system [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance
15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - Not Applicable

[02 NCAC 52J .0201(a)] - The front door, doorframe and threshold are damaged. Floor tiles throughout the hallway/lobby, office, bathroom and storage areas are damaged and loose thus creating a potential trip hazard. Several tile pieces are broken and missing leaving large areas without coverage. There are large cracks in some of the concrete brick walls in the office and storage room. There is a broken window in the storage room. The plywood wall in the hallway is rotting at the bottom. The front building interior circumference seal, where the walls meet with the floor, is damaged and no longer adequate. The ceiling in the front office is falling. Water leaks from the bottom of the wall onto the office floor. Ceiling vents in are dirty. There is a blackish sticky substance on the walls in the hallway and office. Door to the back room is damaged at the bottom. ACO office/food storage building has 2 large holes in the wall, missing and damaged floor tiles and a broken window. Front doors leak and do not properly close. Room that has breaker box for power is unsafe. The floor is collapsing around a large hole that is right inside the door. [02 NCAC 52J .0201(b)] - Light fixtures in breezeway are without covers. [02 NCAC 52J .0201(c)] - Lights in breezeway not working correctly. [02 NCAC 52J .0201(e)] - Side yard area needs to be cleaned after use.

02 NCAC 52J .0202 INDOOR FACILITIES

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - Needs Improvement
2. Ambient temperature between 50Â°F and 85Â°F. [02 NCAC 52J .0202(a)] - In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - Needs Improvement
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - Needs Improvement
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - Needs Improvement
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - Not In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

[02 NCAC 52J .0202(a)] - The 4 Spot Coolers that have been installed appear to be working correctly but do not appear to be able to adequately function in this space. Will have staff implement a temperature log for the next 3 days. [02 NCAC 52J .0202(b)] - Exhaust fan in kennel area not working. Fresh air, ventilation and air flow is inadequate. Suggest a professional look into this. [02 NCAC 52J .0202(d)] - Flooring, plywood wall, plywood ceiling are not impervious to moisture.

02 NCAC 52J .0203 OUTDOOR FACILITIES

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - Needs Improvement
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - Needs Improvement
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - Not Applicable
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - Not Applicable

5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - Not Applicable
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - Not Applicable
7. Suitable method of drainage provided. [02 NCAC 52J .0203(c)] - Not Applicable

[02 NCAC 52J .0203(a)] - The walkway between the buildings needs to be sealed.
[02 NCAC 52J .0203(a)] - Gravel in the side yard needs to be replenished.

02 NCAC 52J .0204 PRIMARY ENCLOSURES

1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - Needs Improvement
3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that so that thereâ€™s no contact with wood by the animal. [02 NCAC 52J .0204(a)] - In Compliance
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - In Compliance
9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - In Compliance
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - In Compliance
14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq. ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - In Compliance
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - In Compliance
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - In Compliance
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - In Compliance
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - In Compliance

[02 NCAC 52J .0204(a)] - The canine primary enclosures need to be resealed.

02 NCAC 52J .0205 FEEDING

1. Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)] - In Compliance
2. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
3. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
4. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
5. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
6. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance
7. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
8. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
9. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
10. Disposable food receptacles discarded after each feeding. [02 NCAC 52J .0205(b)] - In Compliance
11. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - Not Applicable

02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - Needs Improvement
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - Needs Improvement
3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

[02 NCAC 52J .0206] - Water must be fresh. Water receptacles need to be sanitized daily.

02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - Needs Improvement
2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - Needs Improvement
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
 - o washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer; or - Not Applicable
 - o washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - In Compliance
 - o cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)] - Not Applicable
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - Needs Improvement
9. Soiled liners and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - Not Applicable
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - Needs Improvement
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - Not In Compliance
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - Not In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - Needs Improvement
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - Not In Compliance

[02 NCAC 52J .0207(a)] - Side yard cleaned after every use. [02 NCAC 52J .0207(b)(4)] - Water receptacles sanitized daily. [02 NCAC 52J .0207(b)(6)] - Side yard must be kept clean and sanitized. [02 NCAC 52J .0207(c)] - The outside back area has accumulations of trash, debris, dirty animal traps, junk and weeds scattered across a dirt yard. This area is accessed to bring animals into the back of the building. I strongly suggest after a thorough clean up that they gravel or pave this area to facilitate prescribed husbandry practices. [02 NCAC 52J .0207(d)] - There is a severe infestation of roaches in the center of the plywood ceiling of the canine kennel area. I am told that a pest control company had been out and sprayed approximately 2 weeks ago. (see narrative)

02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Breeding not allowed in animal shelters. [02 NCAC 52J .0209(1)] - In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0207(2)] - In Compliance

5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance
6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - In Compliance
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. Animals in long term care:
 - Daily access to both human and same species social interaction. [02 NCAC 52J .0209(6)(a)] - In Compliance
 - Daily access to space other than the primary enclosure. [02 NCAC 52J .0209(6)(b)] - In Compliance
 - A species and size-appropriate toy, unless it poses a health threat. [02 NCAC 52J .0209(6)(c)] - In Compliance
12. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

02 NCAC 52J .0210 VETERINARY CARE

1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. If euthanasia is performed, a list of personnel approved to perform euthanasia maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. [02 NCAC 52J .0210(c)] - Not Applicable
6. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance
7. Full written disclosure of the medical condition provided to the new owner. [02 NCAC 52J .0210(c)] - In Compliance
8. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance
9. However, rabies vaccine not required for any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days. [02 NCAC 52J .0210(d)] - In Compliance

02 NCAC 52J .0301 VEHICLES

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - In Compliance
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - In Compliance
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - In Compliance
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - Needs Improvement

[02 NCAC 52J .0301(c)] - All animal cargo spaces must be kept clean and sanitized.

02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - In Compliance
2. Such enclosures constructed or positioned so that:
 - Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - In Compliance
 - The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - In Compliance
 - The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - In Compliance
3. The ambient temperature maintained between 50°F and 85°F. [02 NCAC 52J .0302(a)] - In Compliance
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - In Compliance
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - In Compliance
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - In Compliance
7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - In Compliance
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - In Compliance
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosures is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - In Compliance

10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - Needs Improvement

[02 NCAC 52J .0302(e)] - Need to sanitize between uses.

02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS

1. If animals are transported for more than 12 hours:
 - The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)]- Not Applicable
 - Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)]- Not Applicable
 - Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)]- Not Applicable
 - Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)]- Not Applicable

02 NCAC 52J .0304 CARE IN TRANSIT

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - Not Applicable

Â§19A-32.1 MINIMUM HOLDING PERIOD

1. All animals held for a minimum holding period (MHP) of 72 hours. [Â§19A-32.1(a)] - In Compliance
2. Animal made available for adoption unless exempted by Â§19A-32.1(b)(1-3). [Â§19A-32.1(a)] - In Compliance
3. Seriously ill or injured animal euthanized before the expiration of the MHP: a) Determination in writing from the animal shelter manager; and b) the writing includes the reason for the determination. [Â§19A-32.1(b)(2)] - In Compliance
4. Viewing for lost pet: a) entitled to view every animal; and b) at least 4 hours a day, 3 days a week. [Â§19A-32.1(c)] - In Compliance
5. Reasonable arrangements allow pet owners to determine whether their lost pets are amongst animals in restricted areas. [Â§19A-32.1(c)] - In Compliance
6. Fostering during MHP: at least 1 photograph displayed in a conspicuous location. [Â§19A-32.1(d)] - Not Applicable
7. Foster care policies. [Â§19A-32.1(e)] - Not Applicable
8. Owner surrendered and not reclaimed during the MHP: a) be returned to the owner, b) adopted, or c) euthanized. [Â§19A-32.1(f)] - In Compliance
9. Owner surrender disposed of before the expiration of the MHP: a) proof of ownership provided; and b) signed written consent to the disposition before the expiration of the MHP. [Â§19A-32.1(g)] - In Compliance
10. Owner surrender: statement in writing whether the dog has bitten any individual within the previous 10 days. [Â§19A-32.1(h)] - In Compliance
11. The person to whom an animal is released presents a valid form of government-issued photographic identification. [Â§19A-32.1(i)] - In Compliance
12. Documentation of the name of the person, the type of ID and the ID number. [Â§19A-32.1(i)] - In Compliance
13. Record of all animals impounded at the shelter maintained. [Â§19A-32.1(j)] - In Compliance
14. Retain the animal records for at least 3 years from the date of impoundment. [Â§19A-32.1(j)] - In Compliance
15. Animal records available for inspection during regular inspection or upon request of AWS. [Â§19A-32.1(j)] - In Compliance
16. Records contain at a minimum: date of impoundment, length of impoundment, disposition of each animal, name and address of person to whom the animal was released, any institution that person represents, and the identifying information; other information required by rules adopted by the Bd of Ag. [Â§19A-32.1(j)(1-4)] - In Compliance

General Comments:

Due to the severe infestation of roaches, this inspection is disapproved. Immediate eradication of these insects is required. Follow up on this issue will be within 1 week. The facility is to submit a time line within 2 weeks for all other corrections of identified items in this report. A follow up inspection for these issues will be conducted in or around 30 days.

Inspection Result:

Disapproved

Inspector's Signature	Date
Lisa Carlson	04/28/2021
Facility Representative's Signature	Date
Supervisor Matt Ingram and Stephanie Bobbitt in attendance.	04/28/2021

**Animal Welfare Section
NC Department of Agriculture and Consumer Services
1030 Mail Service Center
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431

Email: agr.aws@ncagr.gov

Website: www.ncaws.com

Facility Compliance Inspection - Animal Shelter

Disapproved - 06/07/2021

License Number: 26	Phone: (252)459-9855
Facility Name: NASH COUNTY ANIMAL CONTROL	
Owner: NASH COUNTY	
Address: 921 FIRST STREET EXT	
City: NASHVILLE	Zip Code: 27856
County: NASH	
Email: ANIMALSHELTER@NASHCOUNTYNC.GOV	
Total Enclosures: 37	
Dogs on Premise: 0	Cats on Premise: 0
Licensed Capacity (Dogs): 32	Licensed Capacity (Cats): 37
Type of Inspection: Follow-up Inspection	Date of Inspection: 06/07/2021

02 NCAC 52J .0101 RECORDS

1. origin and date received. [02 NCAC 52J .0101(1)] - In Compliance
2. description [02 NCAC 52J .0101(2)] - In Compliance
3. location [02 NCAC 52J .0101(3)] - In Compliance
4. disposition of animals
 - o name and address of person [02 NCAC 52J .0101(4)] - In Compliance
 - o death - date, signs of illness, or cause of death if identified [02 NCAC 52J .0101(4)] - In Compliance
 - o date and type of euthanasia [02 NCAC 52J .0101(4)] - In Compliance
5. record of veterinary care. [02 NCAC 52J .0101(5)] - In Compliance

02 NCAC 52J .0103 INSPECTION OF RECORDS

1. Records available upon request. [02 NCAC 52J .0103] - In Compliance
2. Animals matched to record. [02 NCAC 52J .0103] - In Compliance
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for Â§19A-32.1(j) for records to be retained for 3 years - In Compliance

02 NCAC 52J .0201 GENERAL

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - **Not In Compliance**
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - In Compliance
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - In Compliance
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - In Compliance
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - In Compliance
6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - In Compliance
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - In Compliance
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - In Compliance
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - In Compliance
10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance

12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0101(h)] - In Compliance
13. Adequate drainage system [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance
15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - In Compliance

[02 NCAC 52J .0201(a)] - A metal kick plate was installed to the bottom of the front door leaving exposed rusted and jagged metal exposed. The bottom sides of the door frame were spray painted. The jagged flaking metal remains. The threshold was not addressed. The corrections here are insufficient. Damaged and non-existent floor tiles were replaced eliminating a potential trip hazard. However, the tiles were not properly installed to create a sealed surface. This correction is insufficient. The large cracks in the concrete brick walls have been sufficiently corrected. The broken window has been addressed and they are getting quotes to replace it. Rubber molding was adhered to the bottom of the plywood wall to cover up the rotting wood. The rubber molding has fallen off exposing the rotting wood. This correction is insufficient. The lack of an adequate circumference seal where the walls meet with the floor has not been addressed. The ceiling in the front office area has not been addressed. Water leaking from the bottom of the wall onto the office floor has not been addressed. Ceiling vents were cleaned. The blackish sticky type substance on the walls has not been addressed. Door to the back room has not been addressed. ACO office/food storage building issues: 2 large holes, broken window, damaged and missing floor tiles, front doors that leak and do not properly close, have not been addressed. The collapsing floor that surrounds a large hole right inside the breaker box/storage room, has been addressed with 2 unsecured large pieces of plywood placed on top of the area. This correction is insufficient for safety reasons. Lighting issues in the breezeway have been sufficiently corrected. The side yard area issue has been sufficiently corrected.

02 NCAC 52J .0202 INDOOR FACILITIES

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - Not In Compliance
2. Ambient temperature between 50Â°F and 85Â°F. [02 NCAC 52J .0202(a)] - Not In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - Needs Improvement
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - Needs Improvement
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - Needs Improvement
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - Not In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

[02 NCAC 52J .0202(a)] - The spot coolers appear to be running correctly yet ambient temperatures cannot be reached. (see narrative) [02 NCAC 52J .0202(b)] - I am told that the exhaust fan has been repaired and is working. Fresh air, adequate ventilation and adequate air flow remain inadequate. (see narrative) [02 NCAC 52J .0202(d)] - The floors, plywood wall and plywood ceiling throughout the facility have not been addressed.

02 NCAC 52J .0203 OUTDOOR FACILITIES

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - Not In Compliance
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - Needs Improvement
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - Not Applicable
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - Not Applicable
5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - Not Applicable
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - Not Applicable
7. Suitable method of drainage provided. [02 NCAC 52J .0203(e)] - Not Applicable

[02 NCAC 52J .0203(a)]- The sealing of the concrete walkway between the buildings has not been addressed. The dirt ground covered area in the back of the building has not been addressed. The gravel in the side yard needs to be replenished.

02 NCAC 52J .0204 PRIMARY ENCLOSURES

1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - Needs Improvement
3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that so that thereâ€™s no contact with wood by the animal. [02 NCAC 52J .0204(a)] - In Compliance
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - In Compliance
9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - In Compliance
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - In Compliance
14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq. ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - In Compliance
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - In Compliance
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - In Compliance
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - In Compliance
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - In Compliance

[02 NCAC 52J .0204(a)] - The canine primary enclosures need to be resealed. Have not been addressed.

02 NCAC 52J .0205 FEEDING

1. Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)] - In Compliance
2. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
3. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
4. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
5. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
6. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance

7. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
8. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
9. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
10. Disposable food receptacles discarded after each feeding [02 NCAC 52J .0205(b)] - In Compliance
11. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - Not Applicable

02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - In Compliance
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - In Compliance
3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

Staff states that when daily operations resume they will be cleaning and sanitizing all animal water receptacles daily. Staff states that when daily operations resume they will be monitoring and making sure that all animals have access to fresh, continuous water.

02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - In Compliance
2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - In Compliance
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
 - washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer, or - Not Applicable
 - washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - In Compliance
 - cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)] - Not Applicable
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - In Compliance
9. Soiled liners and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - Not Applicable
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - In Compliance
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - Needs Improvement
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - In Compliance
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - Not In Compliance

The side yard has been thoroughly cleaned and sanitized. The staff has informed me that they have implemented a schedule for the side yard to be cleaned after every use. Staff has stated that when daily operations resume they will be sanitizing water and food receptacles daily. [02 NCAC 52J .0207(c)] - The outside back area has been cleaned up. Weeds and grass are under control. The dirt ground cover has not been addressed. [02 NCAC 52J .0207(d)] - The infestation issue of roaches continues to be unresolved. (see narrative)

02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Breeding not allowed in animal shelters. [02 NCAC 52J .0209(1)] - In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0207(2)] - In Compliance
5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance
6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - In Compliance
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. Animals in long term care:
 - o Daily access to both human and same species social interaction. [02 NCAC 52J .0209(6)(a)] - In Compliance
 - o Daily access to space other than the primary enclosure. [02 NCAC 52J .0209(6)(b)] - In Compliance
 - o A species and size-appropriate toy, unless it poses a health threat. [02 NCAC 52J .0209(6)(c)] - In Compliance
12. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

02 NCAC 52J .0210 VETERINARY CARE

1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. If euthanasia is performed, a list of personnel approved to perform euthanasia maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. [02 NCAC 52J .0210(c)] - Not Applicable
6. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance
7. Full written disclosure of the medical condition provided to the new owner. [02 NCAC 52J .0210(c)] - In Compliance
8. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance
9. However, rabies vaccine not required for any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days. [02 NCAC 52J .0210(d)] - In Compliance

02 NCAC 52J .0301 VEHICLES

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - In Compliance
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - In Compliance
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - In Compliance
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - In Compliance

All animal cargo spaces have been cleaned and sanitized.

02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - In Compliance
2. Such enclosures constructed or positioned so that:
 - o Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - In Compliance
 - o The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - In Compliance
 - o The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - In Compliance
3. The ambient temperature maintained between 50°F and 85°F. [02 NCAC 52J .0302(a)] - In Compliance
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - In Compliance
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - In Compliance
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - In Compliance

7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - In Compliance
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - In Compliance
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosures is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - In Compliance
10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - In Compliance

Staff states that all primary enclosures for transport are being sanitized between shipments.

02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS

1. If animals are transported for more than 12 hours:
 - The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)]- Not Applicable
 - Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)]- Not Applicable
 - Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)]- Not Applicable
 - Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)]- Not Applicable

02 NCAC 52J .0304 CARE IN TRANSIT

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - Not Applicable

Â§19A-32.1 MINIMUM HOLDING PERIOD

1. All animals held for a minimum holding period (MHP) of 72 hours. [Â§19A-32.1(a)] - In Compliance
2. Animal made available for adoption unless exempted by Â§19A-32.1(b)(1-3). [Â§19A-32.1(a)] - In Compliance
3. Seriously ill or injured animal euthanized before the expiration of the MHP: a) Determination in writing from the animal shelter manager; and b) the writing includes the reason for the determination. [Â§19A-32.1(b)(2)] - In Compliance
4. Viewing for lost pet: a) entitled to view every animal; and b) at least 4 hours a day, 3 days a week. [Â§19A-32.1(c)] - In Compliance
5. Reasonable arrangements allow pet owners to determine whether their lost pets are amongst animals in restricted areas. [Â§19A-32.1(c)] - In Compliance
6. Fostering during MHP: at least 1 photograph displayed in a conspicuous location. [Â§19A-32.1(d)] - Not Applicable
7. Foster care policies. [Â§19A-32.1(e)] - Not Applicable
8. Owner surrendered and not reclaimed during the MHP: a) be returned to the owner, b) adopted, or c) euthanized. [Â§19A-32.1(f)] - In Compliance
9. Owner surrender disposed of before the expiration of the MHP: a) proof of ownership provided; and b) signed written consent to the disposition before the expiration of the MHP. [Â§19A-32.1(g)] - In Compliance
10. Owner surrender: statement in writing whether the dog has bitten any individual within the previous 10 days. [Â§19A-32.1(h)] - In Compliance
11. The person to whom an animal is released presents a valid form of government-issued photographic identification. [Â§19A-32.1(i)] - In Compliance
12. Documentation of the name of the person, the type of ID and the ID number. [Â§19A-32.1(i)] - In Compliance
13. Record of all animals impounded at the shelter maintained. [Â§19A-32.1(j)] - In Compliance
14. Retain the animal records for at least 3 years from the date of impoundment. [Â§19A-32.1(j)] - In Compliance
15. Animal records available for inspection during regular inspection or upon request of AWS. [Â§19A-32.1(j)] - In Compliance
16. Records contain at a minimum: date of impoundment, length of impoundment, disposition of each animal, name and address of person to whom the animal was released, any institution that person represents, and the identifying information; other information required by rules adopted by the Bd of Ag. [Â§19A-32.1(j)(1-4)] - In Compliance

General Comments:

This 2nd disapproved inspection is the follow up to the initial disapproved inspection conducted on 4/28/21. As of 5/6/21 the staff had removed/relocated all animals from the building. Corrections of some of the identified issues in the previous inspection report have been addressed. However, as indicated throughout this follow up inspection report most of these corrections are insufficient for compliance with the AWA and its rules. The roach infestation, although being addressed, continues to persist. I am told that a pest control company has been to the facility on 5/7, 5/12, 5/21.

and 5/28 to spray. However, a large number of live roaches and egg cases on the ceiling were readily visible. The staff relayed that the current pest control company recommended that another pest control company be consulted, and I am strongly urging the facility to follow this recommendation as the current pest treatment appears to only be partially successful and the facility remains out of compliance in this area. I am told that the county maintenance department has addressed the lack of adequate airflow, adequate ventilation and high temperatures in the canine area of the building. However, today, 6/7/21, at 1:18pm, the internal temperature in the canine area on the spot cooler reads 87 degrees and the temperature on the wall control device reads 94 degrees. Adequate air flow and ventilation in this area are non-existent. I am strongly suggesting the facility seek the services of a HVAC/Air Quality Control professional to address the cooling, ventilation and air flow issues as the current conditions violate these AWA associated rules. There is an emergency type portable trailer that has been placed on the premises to temporarily house animals. However, the square footage calculations of the 3 different sizes of the 43 animal enclosures in here will limit the utilization of them. Staff is aware of this and as of this time, there are no animals being housed in here. Due to the conditions noted above that pose serious risks to the health and safety of any animals housed at this facility, I strongly recommend that no animals be housed at this facility until it is in full compliance with the AWA and associated rules. Due to the aging of the facility and significant areas of non-compliance with the AWA, the operator of this facility should consider consulting a professional building code inspector to assess the facility for its integrity and safety. For all needed corrections identified in this disapproved follow up inspection report, I am requesting a second timeline be provided to me within 1 week of receiving this report.

Inspection Result:

Disapproved

Inspector's Signature	Date
Lisa Carlson	06/07/2021
Facility Representative's Signature	Date
Stephanie Bobbitt and Matt Ingram in attendance.	06/07/2021